

1 *[Counsel for Parties listed on signature pages]*

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 OAKLAND DIVISION

11 MARTIN LEWIS, AARON COOPER, and
12 ANISSA SCHILLING, on behalf of themselves
and a class of those similarly situated,

13 Plaintiffs,

14 v.

15 WELLS FARGO & CO.,

16 Defendant.

Case No. 08-cv-2670 CW

**STIPULATION AND ORDER
CHANGING SETTLEMENT
APPROVAL HEARING DATE**

1 WHEREAS, on February 25, 2011, Plaintiffs filed their Unopposed Motion For Approval
2 Of FLSA Collective Action Settlement ("FLSA Settlement Motion");

3 WHEREAS, the proposed settlement settles FLSA and state-law claims only of the
4 individuals who opted into the litigation, and not of any absent class members of any proposed
5 Fed. R. Civ. P. 23 class;

6 WHEREAS, Defendant Wells Fargo intends to file a notice of nonopposition to the
7 settlement on March 17, 2011;

8 WHEREAS, the parties are unavailable on the originally scheduled hearing date of April
9 7, 2011;

10 WHEREAS, the parties are available on Thursday, April 28, 2011, at 3:00 p.m.

11 The parties hereby stipulate and agree that:

12 The hearing on Plaintiffs' FLSA Settlement Motion shall be moved from April 7, 2011 at
13 2:00 p.m. to Thursday, April 28, 2011, to be calendared for 2:00 p.m., with the understanding that
14 the Court will call the case at 3:00 p.m. or later.

15 Dated: March 16, 2011

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27 *Attorneys for Plaintiffs and Class Members*

1 Dated: March 16, 2011

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12 *Attorneys for Defendant Wells Fargo Bank, N.A.*

ORDER

Pursuant to the foregoing stipulation is approved, the motion on Plaintiffs' FLSA Settlement Motion, currently scheduled for Thursday, April 7, 2011, at 2:00 p.m., shall be reset for hearing on Thursday, April 28, 2011, at 2:00 p.m.

IT IS SO ORDERED.

Dated: March 17, 2011


The Honorable Claudia Wilken
United States District Judge